

FILED

08 APR -2 PM 3:37

U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

BY: ELL DEPUTY

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

January 2007 Grand Jury

08 CR 1002 L

|                           |   |                                |
|---------------------------|---|--------------------------------|
| UNITED STATES OF AMERICA, | ) | Criminal Case No. _____        |
|                           | ) |                                |
| Plaintiff,                | ) | <u>I N D I C T M E N T</u>     |
|                           | ) |                                |
| v.                        | ) | Title 8, U.S.C., Secs. 1326(a) |
|                           | ) | and (b) - Deported Alien Found |
| FRANKLIN ANTONIO          | ) | in the United States           |
| FIGUEROA-MONTES           | ) |                                |
|                           | ) |                                |
| Defendant.                | ) |                                |

The grand jury charges:

On or about January 28, 2008, within the Southern District of California, defendant FRANKLIN ANTONIO FIGUEROA-MONTES, an alien, who previously had been excluded, deported and removed from the United States to Honduras, was found in the United States, without the Attorney General of the United States or his designated successor, the Secretary of the Department of Homeland Security (Title 6, United States Code, Sections 202(3) and (4), and 557), having expressly consented to the defendant's reapplication for admission into the United States; in violation of Title 8, United States Code, Sections 1326(a) and (b).

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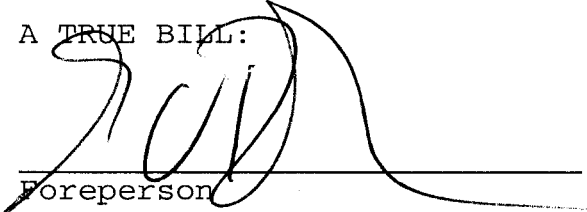
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JDM:fer:San Diego  
3/28/08

1 It is further alleged that defendant FRANKLIN ANTONIO FIGUEROA-  
2 MONTES was removed from the United States subsequent to March 2, 2005.


3 DATED: April 2, 2008.

4 A TRUE BILL:

5   
6 Foreperson

7  
8 KAREN P. HEWITT  
United States Attorney

9  
10 By:

  
11 JEFFREY D. MOORE  
Assistant U.S. Attorney